

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

APM&HS – Allegation of corruption against Sri J.Shyam Sunder Sastry, Junior Assistant, Government General Hospital, Kurnool –Trapped on 18-08-1995- Convicted – Dismissed from service –Criminal Appeal No. 72/2000 allowed – Reinstated in to service - Regularisation of period of suspension and period of date of dismissal to date of retirement as “ Not on duty” –Orders – Issued.

HEALTH MEDICAL & FAMILY WELFARE (VC-1) DEPARTMENT

G.O.Rt.No. 845

Dated:04-07-2008.

Read the following:-

1. Procdgs. No. 2906/E1/2001, dt. 31-07-2001 of Superintendent , Government General Hospital, Kurnool.
2. Judgment of High Court dt. 12-10-2007 in Crl Appeal No. 72/2000 filed by Sri J.Shyam Sunder Sastry.
3. G.O.Rt.No.1636, Health Medical & Family Welfare (VC-1) Department, dt. 29-10-2008.
4. Representation filed by Sri J.Shyam Suder Sastry, dt. 26-11-2008.

ORDER:

Whereas, Sri J.Shyam Sunder Sastry, Junior Assistant, Government General Hospital, Kurnool was trapped on 18-08-1995. He was placed under suspension and was subsequently reinstated into service. The Court of SPE & ACB cases, Hyderabad has pronounced Judgment on 30-12-1999 in C.C. No.22/1996 convicting the Accused Officer. Accordingly he was dismissed from service through reference 1st read above.

2. And whereas, the High Court of A.P. has allowed the Criminal appeal filed by Sri J.Shyam Sunder Sastry over his conviction Judgment of the lower court, through reference 2nd read above. Accordingly, orders were issued in G.O. 3rd read above reinstating Sri J.Shyam Sunder Sastry in to service from the date of his dismissal. However, he attained the age of superannuation on 31-01-2007 i.e. before the Judgment of A.P. High Court.

3. And whereas, Sri J.Shyam Sunder Sastry has filed representation through reference 4th read above, basing on the reinstatement orders issued in G.O. 3rd read above, requesting for regularizing the period of his suspension from 10-10-1995 to 31-07-2001 and the period from the date of his dismissal to the date of superannuation i.e. 01-08-2001 to 31-01-2001 as on duty.

4. And, whereas Government after careful examination have decided to regularize the period of suspension as “not on duty” since the suspension was due to his trap and also to regularize the period from the date of his dismissal to date of superannuation as “not on duty” for all purposes without pay and allowances on the principle of no work no pay since the acquittal in appeal was on benefit of doubt.

5. The Government accordingly hereby order that the period of suspension from 10-10-1995 to 31-07-2001 in respect of Sri J.Shyam Sunder Sastry be regularized as “not on duty” and also the period from the date of his dismissal to date of superannuation i.e. from 01-08-2001 to 31-01-2007 (date of superannuation) be regularized as “not on duty” for all purposes without pay and allowances.

6. The Director of Medical Education, Hyderabad shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. VIJAY KUMAR

EX-OFFICIO SECRETARY TO GOVERNMENT

To

Sri J.Shyam Sunder Sastry, Junior Assistant. (Retd.), Government General Hospital,
Kurnool through Director of Medical Education, Hyderabad
The Director of Medical Education, Hyderabad
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER